

**MINUTES
OF THE REGULAR MEETING OF THE
EDINA CITY COUNCIL
HELD AT CITY HALL
APRIL 15, 2008
7:00 P.M.**

ROLLCALL Answering rollcall were Members Bennett, Housh, Masica, Swenson and Mayor Hovland.

CONSENT AGENDA ITEMS APPROVED Motion made by Member Swenson and seconded by Member Housh approving the Council Consent Agenda as presented with the exception of Item V.D, Resolution No. 2008-42 Adopted Joint Powers Agreement with Hennepin County Fire Chiefs for Leasing of Self-Contained Breathing Apparatus.

Rollcall:

Ayes: Bennett, Housh, Masica, Swenson, Hovland

Motion carried.

APRIL PROCLAIMED CHILD ABUSE PREVENTION MONTH Mayor Hovland read a proclamation that proclaimed April as "Child Abuse Prevention Month" in Edina and encouraged all citizens to be more aware of child abuse and neglect, its prevention within the community and to become involved in supporting parents to raise their children in a safe, nurturing society.

Member Housh made a motion that was seconded by Member Masica adopting a proclamation proclaiming April Child Abuse Prevention Month in Edina.

Ayes: Bennett, Housh, Masica, Swenson, Hovland

Motion carried.

***MINUTES - REGULAR MEETING OF APRIL 1, 2008 APPROVED** Motion made by Member Swenson and seconded by Member Housh approving Minutes of the April 1, 2008 Regular meeting.

Motion carried on rollcall vote – five ayes.

RESOLUTION NO. 2008-39 ADOPTED ORDERING IMPROVEMENT PROJECT BA-342 – HIGHLANDS NEIGHBORHOOD SEWER, WATER & STREET RECONSTRUCTION Affidavits of Notice presented and ordered placed on file.

Engineer Presentation

Assistant Engineer Sullivan reviewed the proposed project using PowerPoint. He noted the project was initiated by the staff and would involve reconstructing the existing roadway including adding new concrete curb and gutters, and upgrading utilities including water main, and sanitary and storm sewers. He said the estimated project cost was \$1,912,384 which would include the roadway project and City-owned utility repairs. Mr. Sullivan explained the roadway portion of the project estimated to be \$1,084,816 would be funded from special assessments as per MS 429 against the benefitted properties at approximately \$15,000 over ten years; and the City-owned utility repairs would be funded from the respective utility funds. Mr. Sullivan said that \$11,600 of the estimated assessment would be for the roadway, \$3,000 for the street lighting and about \$360 for the sidewalk which was funded twenty-five percent from Edina School District, twenty-five percent from the City and fifty percent by the residents. He stated staff had analyzed the project and felt it was feasible from an engineering standpoint.

Mr. Sullivan acknowledged receipt of a petition from Edina Highlands' homeowners urging changes to the proposed improvements.

The Council asked questions: regarding the alternatives to the street lighting as proposed in the feasibility report, why some properties were assessed at 1/3 of the \$15,000, why the gravel base was recommended at an eight-inch depth, the reasons for proposing to narrow Ayrshire Boulevard, the

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reasons some utilities were being replaced and others just repaired, who would maintain sidewalks if installed, private irrigation and pet containment systems location, potential damage and repair, what the roadway portion of the project entailed, effects on costs if residents' proposals were incorporated into project, and whether mill and overlay projects were assessed to property owners. Mr. Sullivan, City Attorney Knutson and Engineer Houle answered the questions. Their answers: an alternative street lighting replacement with overhead wiring on existing poles would cost about \$500 per REU; the street had been designed using the technical industry standards to which all Edina streets have been built, therefore, the engineers would build using an eight-inch base; properties assessed at 1/3 of the neighborhood REU were based upon either a side-yard or back-yard benefit; Ayrshire Boulevard had been narrowed to allow the sidewalk installation; the City would maintain sidewalks if installed; damage to private irrigation and pet containment systems would be corrected at the end of the project by the property owners' contractors and paid by the City; the roadway project would remove the existing asphalt and base and totally reconstruct the roadway; payments on the special assessments would begin with the property taxes following the year the project was specially assessed by the City Council; only the interest on special assessments would be tax deductible; the current hearing's purpose was whether or not to order the improvement; and finally, the amount of the special assessment would be determined after the project construction was completed at a public hearing held to consider how much to specially assess each benefitted parcel of land.

Public Comment

George Klus, 5233 Lochloy Drive, outlined the contents of the neighborhood petition as follows:

1. No sidewalk be constructed on the west side Ayrshire Boulevard from Vernon to Doncaster.
2. No narrowing of Ayrshire Boulevard from Vernon to Doncaster. No increased green area of the boulevard islands between Vernon and Duncraig.
3. No entrance island off Vernon.
4. Replace only street lights that need to be replaced and maintain current number and location of lights. Work with neighborhood group when selecting type of lights to be installed in neighborhood.
5. Expressed concern about curb changes at Lochloy and Ayrshire Boulevard.
6. Requested cost breakdowns on utility improvements.
7. Requested four to six inch gravel base, except where utilities were to be installed which could remain deeper, in lieu of engineer's recommendation of an eight inch base overall.

Robert Tengdin, 5241 Lochloy Drive, spoke about the street lighting system. He said there should not be ornamental lights, the existing system should be maintained by the city and he did not favor putting seven lights in as a good compromise.

Chip Fuhrmann, 5221 Duncraig Road, opposed the project stating there was nothing wrong with the light outside his home and that he felt the road could be scraped down and redone.

Gary Brahms, 5229 Doncaster Drive, indicated he did not want the sidewalk included in the project.

Idelle Longman, 5240 Lochloy Drive, said the process had not been transparent, she did not want the character of the neighborhood changed and the project should not be ordered until there was more citizen input.

Julie Walthour, 5605 Ayrshire Boulevard, said not much had been said about the four property owners greatly impacted by the proposed changes of the reconstruction project. She asked that the affected homeowners be worked with outside of the meeting.

Gayle Gaumer, 5209 Lochloy Drive, expressed concern about the cost of the project. She said some properties will lose value, she did not want the sidewalk and that if installed sidewalk would reduce the aesthetics of the neighborhood.

Bob McKlveen, 5261 Lochloy Drive, supported the improvements and stated he disagreed with the petition position on the street lights. Mr. McKlveen said some wooden poles were rotten. He also supported the sidewalks and added he would like to see all that was possible done to reduce the cost.

Kendall Compton, 5201 Lochloy Drive, did not support the proposed sidewalk, and said it would not be used.

Dave Carlson, 5225 Lochloy Drive, said he would favor the project if it could have the reduced cost lighting system and other items which would save costs. He read a letter from a resident, Cal Smith of 5221 Lochloy Drive, asking that Ayrshire Boulevard between Doncaster and Lochloy not be widened.

Paul Manley, 5305 Ayrshire Boulevard, said he thought the roads as they existed today did not feel safe. Mr. Manley said the project as proposed would be great for the neighborhood and that sidewalks were very important.

Ann Compton, 5201 Lochloy Drive, said the cost of the sidewalk cannot be justified because it would not be used, and walkers will continue to cut through the yards as they have done for years.

Kevin Staunton, 5277 Lochloy Drive, stated he supported the sidewalk portion of the project. He added he would appreciate any cost savings that could be found, but the sidewalk was a minor portion of the proposed assessment and was necessary for neighborhood connectivity and safety.

Robert Tengdin, 5241 Lochloy Drive, opposed the sidewalks.

Rebecca Canova, 5321 Ayrshire Boulevard, opposed the project as designed.

James Jones, 5203 Duncraig Road, urged the Council to accept the petition of the neighbors and adhere to their requests. He suggested waiting until next summer and reviewing the proposed project in more detail.

Carl Schreiner, 5264 Lochloy Drive, expressed concern over lack of bike connectivity through the neighborhood. He asked that no street light be installed on his property.

Tom White, 5252 Lochloy Drive, asked that the street not be narrowed and that the neighborhood look be maintained. He opposed sidewalks.

Ahmad Hatampour, 5240 Lochloy Drive, opposed the project.

Lisa Foreman, 5301 Ayrshire Boulevard, thanked staff for work on the project. She called herself a neighborhood connector and asked that the project be delayed if necessary to allow further study.

Member Swenson made a motion, seconded by Member Masica to close the public hearing.

Ayes: Bennett, Housh, Masica, Swenson, Hovland
Motion carried.

The Council discussed with the staff: the recommendation for a new street lighting system, could the construction be completed this year before the beginning of school, the potential impact of delaying the Highlands Project, whether the project could be bid with a lighting alternative, utilities to be improved with the project, specifications of project, possible reuse of existing base, potential use of LED lights, the process for neighborhood traffic review, and the sidewalk issue. Staff answered that the project could be completed this year, but whether before school started was questionable. The street lighting system in the Highlands area was a direct buried line without a conduit. Staff has proposed to install a system that was still underground, but within a conduit, however an alternative using overhead lines will also be reviewed. It was noted that the existing roadway base would be recycled and used in the street reconstruction, LED lights were under review, the specifications will be

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written and available at City Hall during the bidding process, delaying the project would most likely result in an increase in the overall costs and the Neighborhood Traffic Management Plan was available for neighbors.

Member Housh made a motion to adopt Resolution No. 2008-39 ordering Improvement No. BA-342, the Highlands Neighborhood Sewer, Water and Street Reconstruction including preparation of plans and specifications and advertising for bids with the following conditions: eliminating the sidewalks from the project, leaving the streets in their current alignment, and directing staff to prepare alternative plans and specifications for street lighting with the understanding that neighborhood survey results will be presented at a later date. Member Swenson seconded the motion.

Rollcall:

Ayes: Bennett, Housh, Masica, Swenson, Hovland

Motion carried.

Member Swenson left the meeting at 9:35 p.m.

RESOLUTION NO. 2008-40 ADOPTED GRANTING FINAL DEVELOPMENT PLAN – 7275 EAST BUSH LAKE ROAD, THOMAS BARBEAU Affidavits of Notice presented and ordered placed on file.

Planner Teague reviewed the request before the Council for Final Development Plan for 7275 East Bush Lake Road. He stated applicant was proposing to build a two-story, 11,130 square foot addition to the back of the existing office-warehouse building. Mr. Teague stated the request required a Final Development Plan with a 4.3-foot rear yard setback variance from 26.2 feet to 21.9 feet.

Mr. Teague reported the Planning Commission at their March 26, 2008, meeting unanimously recommended approval of the requested Final Development Plan subject to the following conditions:

1. Subject to staff approval, the site must be developed and maintained in the substantial conformance with the following plans, unless modified by the conditions below:
 - a. Site plan date stamped February 25, 2008
 - b. Landscape plan date stamped December 1, 2007
 - c. Building elevations date stamped February 25, 2008
2. Submit a copy of the Nine Mile Creek Watershed District Permit, noting the city may require revisions to the approved plans to meet the Watershed District's requirements.
3. All conditions required by the City Engineer in his March 13, 2008 memorandum.

Mr. Teague reported that following the Planning Commission action, on April 10, 2008, the Zoning Board of Appeals unanimously approved the variances as requested conditioned upon:

1. The addition shall be constructed as per the submitted site plan date stamped February 25, 2008;
2. The variance shall expire on April 10, 2009, unless the City has issued a building permit for the project covered by this variance or approved a time extension.

Mr. Teague said staff would recommend approval of the Final Development Plan, and the 4.3 foot variance for the building addition, 7275 Bush Lake Road, based on the following findings:

1. With the exception of the rear-yard setback variance, the proposal would meet the required standards and ordinances for a Final Development Plan.
2. The proposal meets the required standards for a variance, because:
 - a. There is a unique hardship to the property caused by the existing location of the building in relation to the angled rear lot line.
 - b. The variance would meet the intent of the ordinance because the building is reasonably sized given the lot area.
 - c. The encroachment into the required setback would be a minor point intrusion.
3. There would be adequate parking to support the addition.

He also recommended the approval be subject to the previously stated conditions of the Planning Commission and Zoning Board of Appeals.

Council discussed the proposed development and asked questions of staff regarding the alignment of the building on the site and whether the request met the requirements for a hardship warranting a variance.

Public Comment

No one appeared to offer comment.

Member Masica made a motion that was seconded by Member Housh to close the public hearing.

Ayes: Bennett, Housh, Masica, Hovland

Motion carried.

Member Housh made a motion to adopt Resolution No. 2008-40 granting the Final Development Plan for 7275 East Bush Lake Road with the following conditions:

- 1. Subject to staff approval, the site must be developed and maintained in the substantial conformance with the following plans, unless modified by the conditions below:**
 - a. Site plan date stamped February 25, 2008**
 - b. Landscape plan date stamped December 1, 2007**
 - c. Building elevations date stamped February 25, 2008**
- 2. Submit a copy of the Nine Mile Creek Watershed District Permit, noting the City may require revisions to the approved plans to meet the Watershed District's requirements.**
- 3. All conditions required by the City Engineer in his March 13, 2008 memorandum.**
- 4. The addition shall be constructed as per the submitted site plan date stamped February 25, 2008;**
- 5. The variance shall expire on April 10, 2009 unless the City has issued a building permit for the project covered by this variance or approved a time extension.**

Member Bennett seconded the motion.

Ayes: Bennett, Housh, Masica, Hovland

Motion carried.

RESOLUTION NO. 2008-41 ADOPTED REVISING COUNTRY CLUB PLAN OF TREATMENT PROPOSED Affidavits of Notice presented and ordered placed on file.

Associate Planner Repya reviewed that the County Club District had been placed on the National Register of Historic Places in 1980. The designation recognized the district as the first planned community in Minnesota and the land use controls exercised by the original County Club Association formed the basis for Edina's first zoning ordinance adopted in 1929.

Since the 1980 National Register designation it was assumed by many that there were controls in place to regulate building activity within the district; however, the National Register depends upon local government to provide regulation and controls.

Ms. Repya stated the Heritage Preservation Landmark overlay zoning designation was assigned in 2003 to provide the long sought local protection. She explained the 2003 designation was based upon data generated by the 1980 National Register Survey. In 2007, it was determined the 1980 survey data was badly out of date and a new survey was needed. The City Council imposed a one year moratorium in the district on the tear-down of homes to allow time to complete the desired survey.

Ms. Repya reported the survey was complete. The findings identified a number of information gaps and inconsistencies in the 1980 National Register documentation (conflicting dates of construction, inadequate descriptions, architectural bias) which have been corrected. She noted the inventory of information about the heritage resources in the district was thoroughly reviewed, reorganized, and updated to reflect conditions which actually exist, as well as the current state of practice in heritage preservation planning. Mr. Repya concluded the proposed revised Plan of Treatment was created to

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address the results of the survey and to strike a balance of protecting the historic integrity of the district while acknowledging personal property rights.

Ms. Repya reported the Heritage Preservation Board's recommendation that the City Council adopt the proposed revised Plan of Treatment for the Country Club District based on the following findings:

- Ninety-One percent, or 507 of the 555 homes in the district were built between 1924 and 1944, when Thorpe Bros. Realty controlled the Country Club development and enforced rigid architectural standards on new home construction through restrictive covenants.
- The most important threat to the historic integrity of the Country Club District comes from teardowns—specifically, the demolition of historic homes and the construction of architecturally inappropriate new homes.
- Overall, the level of preservation of historic facades in the district is outstanding, particularly in comparison with other neighborhoods of similarly-aged homes (including those in historic districts) in the Twin Cities.
- The data at hand show that historic facades in the district are, by and large, intact.
- The loss of historic integrity (i.e., the ability to visually convey historical significance) caused by inappropriate remodeling and additions has been proportionally small – less than 5% of the homes more than 50 years old have been torn down or recreated to the point that they no longer resemble the original home.
- With respect to additions, over their lifetimes, most of the homes in the district have been added to—the survey data suggest that structural additions more than fifty years old often reflect an important aspect of the pattern of residential development in the district.
- The district contains a small number of buildings and open spaces that are not historically significant and therefore should not be considered heritage preservation resources.
- The survey data demonstrate that the typical Country Club homeowner has been a good steward of neighborhood heritage.

The Council discussed the findings with Ms. Repya and Robert Vogel, Historic Preservation Consultant. Their questions included if the proposed revisions to the Plan of Treatment would allow the construction of a new home and who would be conducting the review of the home additions in the District. Staff answered the Council's questions noting that homes built after 1944 could be demolished and rebuilt and that homes built before 1944 could be altered as long as the required historic elements remained preserved. Also if there were health and safety issues with a home built before 1944, after a case by case review a home could possibly be rebuilt. The Heritage Preservation Board and staff would be the ones responsible for the adherence to the revised Plan of Treatment.

Public Comment

Chris Rofidal, 5037 West 56th Street, Chair of Heritage Preservation Board, briefly reviewed the work of the Board since the moratorium was established. He said the Board has completed a survey of the Country Club and spent a great deal of time discussing the issues of property rights vs. preservation. Mr. Rofidal said the proposed guidelines were developed in a transparent process where the residents had been able to offer input.

Joe Sullivan, 4504 Casco Avenue, read a statement requesting that the proposed changes to the Plan of Treatment not be adopted.

Dave Pearson, 4513 Browndale Avenue, supported the proposed revisions to the Plan of Treatment.

Leo Pertl, 4525 Casco Avenue, supported the proposed revisions to the Plan of Treatment.

Sharon Pugh, 4526 Drexel Avenue, thanked the Heritage Preservation Board and supported the proposed revisions to the Plan of Treatment.

Dave Terwilliger, 4523 Wooddale, supported the proposed revisions to the Plan of Treatment

Lee McGrath, 4619 Moorland Avenue, objected to the proposed revisions to the Plan of Treatment.

John Lonnquist, 4510 Drexel Avenue, supported adoption of the proposed revisions to the Plan of Treatment.

Marie Thorpe, 4506 Edina Boulevard, supported adoption of the proposed revisions to the Plan of Treatment.

Paul Runice, 4622 Bruce Avenue, asked questions about who would be reviewing proposed building changes. Mr. Runice was informed that Associate Planner Repya and Assistant Planner Aaker would be reviewing proposed changes.

Cheryl Dulas, 4609 Bruce Avenue, supported adoption of the proposed revisions to the Plan of Treatment.

Andy Porter, 6125 Westridge Boulevard, questioned how the new restrictions would work and expressed concern over the revisions.

Justin Cole, 4503 Bruce Avenue, supported adoption of the proposed revisions to the Plan of Treatment.

Arlene Forrest, 4400 West 50th Street, supported adoption of the proposed revisions to the Plan of Treatment.

Jane Lonnquist, 4510 Drexel Avenue, supported adoption of the proposed revisions to the Plan of Treatment.

Kitty O'Dea, 4610 Bruce Avenue, supported adoption of the proposed revisions to the Plan of Treatment.

Member Housh made a motion that was seconded by Member Masica to close the public hearing.

Ayes: Bennett, Housh, Masica, Hovland
Motion carried.

Member Bennett made a motion to adopt Resolution No. 2008-41 revising the Country Club Plan of Treatment, adding that the District should be reviewed in two years. Mayor Hovland seconded the motion.

Ayes: Bennett, Housh, Hovland
Nay: Masica
Motion carried.

RESOLUTION NO. 2008-43 ADOPTED CONSENTING TO THE SALE OF REVENUE BONDS BY THE CITY OF MINNEAPOLIS FOR FAIRVIEW HEALTH SERVICES Bond Attorney Gilligan reviewed the request from Fairview Health Services for consent from the City of Edina to allow the City of Minneapolis to sell Revenue Bonds on behalf of Fairview Health Services. Mr. Gilligan explained a portion of the bonds will be used to refund bonds previously issued by the Minnesota Agricultural and Economic Development Board in 1997 and by the City of Minneapolis in 2005 to finance or refinance improvements at Fairview Southdale Hospital. The City has previously consented to Minneapolis issuing revenue bonds under this authority on behalf of Fairview to finance improvements to Fairview Southdale Hospital. The City has also previously approved other cities issuing revenue bonds to finance facilities of other non-profit corporations in the City. Federal law for

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tax-exempt bonds requires that the City hold a public hearing on the proposed financing and refunding prior to giving such approval.

Mr. Gilligan said the bonds would be issued as part of a larger issue of bonds to be issued in one or more series by Minneapolis to finance projects at University of Minnesota Medical Center, Fairview in Minneapolis, and at other Fairview hospitals in Burnsville, Hibbing, Red Wing and Wyoming, and to refund the 1997 bonds of the Minnesota Agricultural and Economic Board and bonds issued by the City of Minneapolis on behalf of Fairview in 2004 and 2005. The bonds being refunded financed or refinanced improvements at other Fairview hospitals in addition to Fairview Southdale Hospital. The maximum aggregate principal amount of the bonds would be \$850 million, and of this amount approximately \$85 million will be with respect to bonds which financed improvements to Fairview Southdale Hospital.

Mr. Gilligan said the debt service on the bonds will be payable solely from payments to be made by Fairview, and the City will not have any liability with respect to the bonds and will not be required to enter into any agreements with respect to the bonds. Fairview will pay all City expenses with respect to the bonds.

Public Comment

No one appeared to offer comment.

Member Masica made a motion that was seconded by Member Bennett to close the public hearing.

Ayes: Bennett, Housh, Masica, Hovland
Motion carried.

Member Bennett made a motion to adopt Resolution No. 2008-43 authorizing the City of Minneapolis to sell bonds for Fairview Medical Health services. Member Masica seconded the motion.

Ayes: Bennett, Housh, Masica, Hovland
Motion carried.

PUBLIC COMMENT

No one appeared to offer public comment.

***AWARD OF BID LIFT STATION NO 21 (WALNUT DRIVE) & LIFT STATION NO. 22 (FRANCE AVENUE) CONTRACT NO. PW 08-4 IMPROVEMENT NOS. LS-37 & LS-38** Motion made by Member Swenson and seconded by Member Housh awarding the bid for Lift Station No. 21 (Walnut Drive) and Lift Station No. 22 (France Avenue) to the recommended low bidder, Minger Construction, Inc. at \$189,530.00.

Motion carried on rollcall vote – five ayes.

AWARD OF BID EDINA PROMENADE IMPROVEMENTS – PHASE 1 Assistant Manager Worthington explained the 2008 Promenade Improvements consisted of pedestrian and bicycle improvements in the Promenade area between York Avenue, Centennial Lakes Park, Hazelton and West 70th Street. She stated the project included installation of water main, storm sewer, pathway construction, landscaping, and lighting in the 70 foot right-of-way owned by the City of Edina. Ms. Worthington said the project would be funded through the use of Tax Increment Financing funds from the Centennial Lakes, Edinborough and 50th and France TIF Pool. She reported the Feasibility Study project cost estimate for the project was \$2,148,000 (this included engineering and administration fees). Staff recommended awarding the project to Minger Construction, Inc.

Motion made by Member Bennett and seconded by Member Housh awarding the bid for the 2008 Promenade Improvements to the recommended low bidder, Minger Construction, Inc. at \$1,974,468.80.

Ayes: Bennett, Housh, Masica, Hovland

Motion carried.

***AWARD OF BID 2008 POLICE UNIFORM CONTRACT** Motion made by Member Swenson and seconded by Member Housh awarding the bid for 2008 Police Uniform Contract to the recommended low bidder, Uniforms Unlimited at \$15,170.50.

Motion carried on rollcall vote – five ayes.

SECOND READING GRANTED: ORDINANCE NO. 2008-02 AMENDING SECTION 1100 REGARDING SEWER AND WATER CONNECTIONS – CONTINUED FROM APRIL 1, 2008

Mr. Houle reviewed the changes made since February 19 2008, when first reading was granted to Ordinance No. 2008-02 amending Section 1105 and Schedule A of Section 185 setting the fees. The Council asked a question about lateral lines and that when times allowed would a review of the water fee tiers be done and reported back to the Council. Staff explained the term lateral lines referred to lines running in the streets to which the individual services were connected. It was suggested the review of the water fee tiers would be undertaken with the next rate study.

Member Bennett made a motion to grant second reading to Ordinance No. 2008-02 amending Section 1100 regarding Sewer and Water Connections. Member Masica seconded the motion.

Ayes: Bennett, Housh, Masica, Hovland

Motion carried.

RESOLUTION NO. 2008-38 APPROVED ACCEPTING VARIOUS DONATIONS Mayor Hovland explained that in order to comply with State Statute all donations to the City must be adopted by Resolution and approved by four favorable votes of the Council accepting the donations.

Member Masica introduced Resolution No. 2008-38 accepting various donations. Member Bennett seconded the motion.

Ayes: Bennett, Housh, Masica, Hovland

Motion carried.

***CENTENNIAL LAKES CENTRUM ROOF - CHANGE ORDER #1 APPROVED** Motion made by Member Swenson and seconded by Member Housh approving Change Order #1 to the Centennial Lakes Centrum Roofing Contract.

Motion carried on rollcall vote – five ayes.

RESOLUTION NO. 2008-42 ADOPTED JOINT POWERS AGREEMENT WITH HENNEPIN COUNTY FIRE CHIEFS FOR LEASING OF SELF-CONTAINED BREATHING APPARATUS

Mr. Hughes explained the cost of self-contained breathing apparatus (SCBA) has grown substantially. In order to allow local departments to keep their equipment current, various Fire Departments within Hennepin County have proposed forming a joint powers organization that would allow them to cooperatively lease SCBA's in the future. Mr. Hughes said that the cities of Bloomington, Eden Prairie, Minnetonka and Edina would be the initial cities in the cooperative. He said adoption of a resolution would not automatically enter the City into a leasing program, but would allow staff to explore the possibility of doing so, if it were in the best interest of the City.

Mr. Hughes said currently each fire department in Hennepin County purchases their own SCBA's from one of several manufacturers. Edina's current replacement schedule for most SCBA's has been fifteen years. Technology in SCBA has been increasing rapidly and it has become very expensive to maintain current safety technology. The concept of the lease program would have one manufacturer provide SCBA to all the fire departments. The manufacturer would provide maintenance and technological and safety upgrades to the SCBA's. The advantages to leasing the SCBA include: interoperability, expedited technological safety improvements to SCBA's, improved maintenance, decreased liability and larger purchasing power to leverage a better lease.

Member Masica made a motion to adopt Resolution No. 2008-42 authorizing the Joint Powers Agreement with Hennepin County Fire Chiefs to potentially lease self-contained breathing apparatus. Member Housh seconded the motion.

Ayes: Bennett, Housh, Masica, Hovland

Motion carried.

***RESOLUTION NO. 2008-45 ADOPTED SETTING HEARING DATE (05/20/08) – IMPROVEMENT PROJECTS: WEST FRONTAGE ROAD S-048, HALIFAX AVENUE SIDEWALK WEST SIDE S-100, AND WOODLAND ROAD B-103** Motion made by Member Swenson and seconded by Member Housh adopting Resolution No. 2008-45 calling the Public Improvement Hearing for: West Frontage Road, S-048; Halifax Avenue Sidewalk West Side, S-100; and Woodland Road, B-103 to be held on May 20, 2008.

Motion carried on rollcall vote – five ayes.

***RESOLUTION NO. 2008-44 ADOPTED AUTHORIZING GRANT APPLICATION TO TRANSIT FOR LIVABLE COMMUNITIES** Motion made by Member Swenson and seconded by Member Housh adopting Resolution No. 2008-44 authorizing the grant application to the MnDOT Transit for Livable Communities.

Motion carried on rollcall vote – five ayes.

***CONFIRMATION OF CLAIMS PAID** Motion made by Member Swenson and seconded by Member Housh approving payment of the following claims as shown in detail on the Check Register dated April 3, 2008, and consisting of 30 pages; General Fund \$314,992.81; Communications Fund \$16,953.82; Working Capital Fund \$32,823.85; Art Center Fund \$4,596.52; Golf Dome Fund \$1,958.43; Aquatic Center Fund \$131.93; Golf Course Fund \$38,500.38; Ice Arena Fund \$133.50; Edinborough/Centennial Lakes Fund \$23,425.16; Liquor Fund \$151,712.16; Utility Fund \$40,167.98; Storm Sewer Fund \$4,292.04; PSTF Agency Fund \$10,059.85; **TOTAL \$639,748.43** and for approval of payment of claims dated April 10, 2008, and consisting of 23 pages: General Fund \$152,684.14; Communications Fund \$7,789.05; City Hall Debt Service \$900.00; Working Capital Fund \$71,292.70; Art Center Fund \$7,570.24; Golf Dome Fund \$2,739.67; Golf Course Fund \$30,442.24; Ice Arena Fund \$19,206.53; Edinborough/Centennial Lakes Fund \$1,087.07; Liquor Fund \$166,515.01; Utility Fund \$364,088.22; Storm Sewer \$11,582.28; PSTF Agency Fund \$2,402.75 **TOTAL \$838,299.90** and for February 26, 2008 – March 25, 2008 Credit Card Transactions consisting of one page: **Total \$7,281.09.**

Motion carried on rollcall vote – five ayes.

VACANCY NOTED – METROPOLITAN COUNCIL DISTRICT 5 Mr. Hughes noted that there was a vacancy on the Metropolitan Council for District 5 due to the resignation of Russ Susaag.

There being no further business on the Council Agenda, Mayor Hovland declared the meeting adjourned at 12:20 a.m. April 16, 2008.

Respectfully submitted,

Debra A. Mangen, City Clerk